



# *The Journal* OF THE *House of Representatives*

Number 2

Thursday, March 9, 2006

The House was called to order by the Speaker at 9:00 a.m.

## Prayer

The following prayer was offered by Bob West, House Chaplain:

Almighty God, our Heavenly Father, You have said man makes his plans, but God directs his path. The plans of the Florida House of Representatives have been made. Now, I pray that You will direct the path for these members. Grant these men and women an awareness of the need for Your direction. Give them keen minds and understanding hearts as they consider legislation that affects their constituents. Father, Your wisdom is beyond any that they will ever need. May they trust in You as they deliberate and enjoin the debate. I ask You to enlighten them with Your presence, keeping them and their loved ones in Your protective care. You promised that no one who trusts in You will be disgraced. I pray that they will trust You and that Your promise will be fulfilled in their lives. Accept our thanks for all You do, God, our rock and our redeemer. Amen.

The following members were recorded present:

Session Vote Sequence: 661

Speaker Bense in the Chair.

Adams	Cusack	Hukill	Quinones
Allen	Davis, D.	Jennings	Reagan
Altman	Davis, M.	Johnson	Rice
Ambler	Dean	Jordan	Richardson
Anderson	Detert	Joyner	Rivera
Antone	Domino	Justice	Robaina
Arza	Evers	Kendrick	Roberson
Ausley	Farkas	Kottkamp	Ross
Baxley	Fields	Kreegel	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Gardiner	Llorente	Sansom
Benson	Gelber	Lopez-Cantera	Seiler
Berfield	Gibson, A.	Machek	Simmons
Bilirakis	Gibson, H.	Mayfield	Slosberg
Bogdanoff	Glorioso	McInvale	Smith
Bowen	Goldstein	Meadows	Sobel
Brandenburg	Goodlette	Mealor	Sorensen
Brown	Gottlieb	Murzin	Stansel
Brummer	Grant	Needelman	Stargel
Brutus	Greenstein	Negron	Taylor
Bucher	Grimsley	Patterson	Traviesa
Bullard	Harrell	Peterman	Troutman
Cannon	Hasner	Pickens	Vana
Clarke	Hays	Planas	Waters
Coley	Henriquez	Poppell	Williams
Cretul	Holloway	Porth	
Culp	Homan	Proctor	

(A list of excused members appears at the end of the *Journal*.)

A quorum was present.

## Pledge

The members, led by the following, pledged allegiance to the Flag: James Bateman of Tallahassee at the invitation of the Speaker pro tempore; Taylor Collier of Titusville at the invitation of Rep. Poppell; Patrick H. Freeman of Newberry at the invitation of the Speaker pro tempore; Zachery Grayson of Tallahassee at the invitation of Rep. Ausley; Joshua Hill of Pensacola at the invitation of Rep. Murzin; Thomas Palaio of Perry at the invitation of Rep. Kendrick; Gavin A. Taylor of Panama City at the invitation of the Speaker; Marianne N. Thompson of Gainesville at the invitation of Rep. Cretul; and Ariadne Vickers-Davis of Tallahassee at the invitation of Rep. Ausley.

## House Physician

The Speaker introduced Dr. John Williams of Tallahassee, who served in the Clinic today upon the invitation of Rep. Ausley.

## Correction of the *Journal*

The *Journal* of March 7 was corrected and approved as corrected.

## Changes in Council and Committee Assignments

The Speaker advised that he had appointed Rep. Sansom to the Rules & Calendar Council.

The Speaker further advised that Rep. Rubio was removed from the Rules & Calendar Council.

## Reports of Councils and Standing Committees

### Reports of the Rules & Calendar Council

*The Honorable Allan G. Bense*  
*Speaker, House of Representatives*

March 9, 2006

*Dear Mr. Speaker:*

Your Rules & Calendar Council herewith submits the Special Order for Thursday, March 09, 2006. Consideration of the House bills on Special Orders shall include the Senate Companion measures on the House Calendar.

I. Consideration of the following bills:

HB 7067 - Rules & Calendar Council, Goodlette  
Florida Statutes

HB 7069 - Rules & Calendar Council, Goodlette  
Florida Statutes

HB 7071 - Rules & Calendar Council, Goodlette  
Official Florida Statutes

A quorum was present in person, and a majority of those present agreed to the above Report.

Respectfully submitted,  
*J. Dudley Goodlette*, Chair  
Rules & Calendar Council

On motion by Rep. Goodlette, the above report was adopted.

## Special Orders

**HB 7067**—A bill to be entitled An act relating to the Florida Statutes; amending ss. 17.076, 20.165, 23.21, 27.51, 28.2222, 39.3035, 43.16, 98.077, 101.051, 101.111, 112.0455, 112.061, 112.31901, 119.071, 119.15, 161.72, 161.74, 163.3180, 163.3184, 163.3187, 201.15, 202.26, 215.965, 216.136, 253.01, 253.03, 253.74, 316.272, 320.0843, 320.27, 322.121, 337.195, 339.2819, 348.9932, 373.036, 373.0361, 373.1961, 373.421, 375.075, 390.01114, 402.7305, 403.813, 404.056, 406.11, 409.165, 409.814, 409.91196, 440.05, 443.121, 445.009, 466.004, 475.713, 475.801, 475.805, 497.458, 497.459, 499.024, 517.12, 553.792, 553.80, 553.842, 553.8425, 556.102, 570.076, 608.4355, 608.4381, 620.1108, 620.1110, 620.1204, 620.1207, 620.1407, 620.2118, 620.2120, 620.2204, 620.8101, 620.8702, 620.8703, 624.501, 624.509, 626.9911, 627.351, 627.3511, 627.6418, 627.6613, 627.711, 627.7295, 633.026, 633.539, 634.021, 634.401, 636.223, 641.31, 658.12, 694.16, 721.13, 732.103, 739.104, 765.101, 774.203, 774.204, 774.205, 774.208, 784.046, 790.25, 872.05, 895.09, 938.29, 943.04353, 948.012, 948.03, 948.061, 948.062, 1008.25, and 1013.30, F.S.; reenacting ss. 267.0619, 339.64, and 397.405, F.S.; and repealing ss. 624.91(3)(d) and 626.8411(2)(d), F.S.; pursuant to s. 11.242, F.S.; deleting provisions that have expired, have become obsolete, have had their effect, have served their purpose, or have been impliedly repealed or superseded; replacing incorrect cross-references and citations; correcting grammatical, typographical, and like errors; removing inconsistencies, redundancies, and unnecessary repetition in the statutes; improving the clarity of the statutes and facilitating their correct interpretation; confirming the restoration of provisions unintentionally omitted from republication in the acts of the Legislature during the amendatory process; and conforming to the directive of the Legislature in s. 1, ch. 93-199, Laws of Florida, to remove gender-specific references applicable to human beings from the Florida Statutes without substantive change in legal effect; providing an effective date.

—was read the second time by title. On motion by Rep. Goodlette, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 662

Speaker Bense in the Chair.

Yeas—115

Adams	Baxley	Bowen	Carroll
Allen	Bean	Brandenburg	Clarke
Altman	Bendross-Mindingall	Brown	Coley
Ambler	Bense	Brummer	Cretul
Anderson	Benson	Brutus	Culp
Antone	Berfield	Bucher	Cusack
Arza	Bilirakis	Bullard	Davis, D.
Ausley	Bogdanoff	Cannon	Davis, M.

Dean	Hasner	McInvale	Rubio
Detert	Hays	Meadows	Russell
Domino	Henriquez	Mealor	Ryan
Evers	Holloway	Murzin	Sands
Farkas	Homan	Needelman	Sansom
Fields	Hukill	Negron	Seiler
Galvano	Jennings	Patterson	Simmons
Gannon	Johnson	Peterman	Slosberg
Garcia	Jordan	Pickens	Smith
Gardiner	Joyner	Planas	Sobel
Gelber	Justice	Poppell	Sorensen
Gibson, A.	Kendrick	Porth	Stansel
Gibson, H.	Kottkamp	Proctor	Stargel
Glorioso	Kreegel	Quinones	Taylor
Goldstein	Legg	Reagan	Traviesa
Goodlette	Littlefield	Rice	Troutman
Gottlieb	Llorente	Richardson	Vana
Grant	Lopez-Cantera	Rivera	Waters
Greenstein	Machek	Robaina	Williams
Grimsley	Mahon	Roberson	Zapata
Harrell	Mayfield	Ross	

Nays—None

Votes after roll call:

Yeas—Flores

So the bill passed and was certified to the Senate.

**HB 7069**—A bill to be entitled An act relating to the Florida Statutes; repealing ss. 16.555(3)(b), 212.08(5)(p), 216.181(17), 220.03(1)(x), 265.702(7)(b), 287.057(5)(f)14., 311.07(3)(b)11., 375.045(5), 381.79(3)(b), 386.206(1) and (5), 394.908(8), 403.08725(9)(b), 409.913(8)(g), 468.404(1)(b), 470.001, 470.002, 470.003, 470.005, 470.019, 470.023, 470.027, 470.028, 470.031, 470.033, 470.034, 470.035, 470.036, 497.105, 497.109, 497.111, 497.113, 497.115, 497.117, 497.119, 497.123, 497.125, 497.127, 497.129, 497.131, 497.135, 497.137, 497.209, 497.217, 497.221, 497.225, 497.233, 497.301, 497.341, 497.431, 497.435, 497.443, 497.445, 497.447, 497.515, 497.517, 497.519, 497.529, 559.904(12), 561.121(4)(b), 624.91(3)(c), and 957.03, F.S., all of which provisions have become inoperative by noncurrent repeal or expiration and, pursuant to s. 11.242(5)(b) and (i), may be omitted from the 2006 Florida Statutes only through a reviser's bill duly enacted by the Legislature; amending ss. 287.042, 943.053, and 943.325, F.S., to conform to the repeal of s. 957.03, F.S.; and repealing s. 957.04(8), F.S., to conform to the repeal of s. 957.03, F.S.

—was read the second time by title. On motion by Rep. Goodlette, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 663

Speaker Bense in the Chair.

Yeas—114

Adams	Brandenburg	Evers	Harrell
Allen	Brown	Farkas	Hasner
Altman	Brummer	Fields	Hays
Ambler	Brutus	Galvano	Henriquez
Anderson	Bucher	Gannon	Holloway
Antone	Bullard	Garcia	Homan
Arza	Cannon	Gardiner	Hukill
Ausley	Carroll	Gelber	Jennings
Baxley	Clarke	Gibson, A.	Johnson
Bean	Coley	Gibson, H.	Jordan
Bendross-Mindingall	Cretul	Glorioso	Joyner
Bense	Culp	Goldstein	Justice
Benson	Cusack	Goodlette	Kendrick
Berfield	Davis, D.	Gottlieb	Kottkamp
Bilirakis	Davis, M.	Grant	Kreegel
Bogdanoff	Dean	Greenstein	Legg
Bowen	Detert	Grimsley	Littlefield

Llorente	Peterman	Roberson	Sorensen
Lopez-Cantera	Pickens	Ross	Stansel
Machek	Planas	Rubio	Stargel
Mahon	Poppell	Russell	Taylor
Mayfield	Porth	Ryan	Traviesa
McInvale	Proctor	Sands	Troutman
Meadows	Quinones	Sansom	Vana
Mealor	Reagan	Seiler	Waters
Murzin	Rice	Simmons	Williams
Needelman	Richardson	Slosberg	Zapata
Negron	Rivera	Smith	
Patterson	Robaina	Sobel	

Nays—None

Votes after roll call:

Yeas—Flores

So the bill passed and was certified to the Senate.

**HB 7071**—A bill to be entitled An act relating to the official Florida Statutes; amending ss. 11.2421, 11.2422, 11.2424, and 11.2425, F.S.; adopting the Florida Statutes 2006 and designating the portions thereof that are to constitute the official law of the state; providing that the Florida Statutes 2006 shall be effective immediately upon publication; providing that general laws enacted during the 2005 regular session and prior thereto and not included in the Florida Statutes 2006 are repealed; providing that general laws enacted during the December 5-8, 2005, special session and the 2006 regular session are not repealed by this adoption act.

—was read the second time by title. On motion by Rep. Goodlette, the rules were waived and the bill was read the third time by title. On passage, the vote was:

Session Vote Sequence: 664

Speaker Bense in the Chair.

Yeas—115

Adams	Culp	Homan	Proctor
Allen	Cusack	Hukill	Quinones
Altman	Davis, D.	Jennings	Reagan
Ambler	Davis, M.	Johnson	Rice
Anderson	Dean	Jordan	Richardson
Antone	Detert	Joyner	Rivera
Arza	Domino	Justice	Robaina
Attkisson	Evers	Kendrick	Ross
Ausley	Farkas	Kottkamp	Rubio
Baxley	Flores	Kreegel	Russell
Bean	Galvano	Legg	Ryan
Bendross-Mindingall	Gannon	Littlefield	Sands
Bense	Garcia	Llorente	Sansom
Benson	Gardiner	Lopez-Cantera	Seiler
Berfield	Gelber	Machek	Simmons
Bilirakis	Gibson, A.	Mahon	Slosberg
Bogdanoff	Gibson, H.	Mayfield	Smith
Bowen	Glorioso	McInvale	Sobel
Brandenburg	Goldstein	Meadows	Sorensen
Brown	Goodlette	Mealor	Stansel
Brummer	Gottlieb	Murzin	Stargel
Brutus	Grant	Needelman	Taylor
Bucher	Greenstein	Negron	Traviesa
Bullard	Grimsley	Patterson	Troutman
Cannon	Harrell	Peterman	Vana
Carroll	Hasner	Pickens	Waters
Clarke	Hays	Planas	Williams
Coley	Henriquez	Poppell	Zapata
Cretul	Holloway	Porth	

Nays—None

Votes after roll call:

Yeas—Fields, Roberson

So the bill passed and was certified to the Senate.

### Immediately Certified

On motion by Rep. Goodlette, **HB 7067**, **HB 7069**, and **HB 7071**, which passed the House earlier today, were immediately certified to the Senate.

### Motion to Adjourn

Rep. Rubio moved that the House adjourn for the purpose of receiving reports, holding council and committee meetings, and conducting other House business, to reconvene at 9:00 a.m., Tuesday, March 14, or upon call of the Chair. The motion was agreed to.

### Messages from the Senate

*The Honorable Allan Bense, Speaker*

I am directed to inform the House of Representatives that the Senate has adopted HCR 8001.

*Faye W. Blanton, Secretary*

The above concurrent resolution was ordered enrolled.

### Cosponsors

HB 9—H. Gibson, Kendrick

HB 13—Goodlette, Kreegel, Zapata

HJR 31—Adams

HJR 33—Johnson

HB 37—Justice, Waters

HJR 63—Zapata

HB 119—Bucher, Llorente, Rivera

HB 123—Greenstein

HB 141—Bendross-Mindingall, Bullard, Gelber, Lopez-Cantera, Rivera, Robaina

HB 143—Farkas, Kendrick

HB 145—Hays

HB 245—Kendrick, Sansom

HB 299—Garcia

HB 373—Greenstein

HB 439—Mealor, Sansom

HB 453—Clarke

HB 535—McInvale

HB 553—Reagan

HB 585—Seiler

HB 603—Rivera, Robaina

HB 615—McInvale

HB 617—Robaina

HB 659—Henriquez, Justice

HB 671—Kendrick, Sansom, Zapata

HB 683—M. Davis

HB 699—Carroll

HB 785—Kendrick

HB 809—Joyner, Sobel

HB 841—Stargel

HB 855—Robaina

HB 873—Patterson

HM 887—Evers, Glorioso

HB 901—Flores

HB 939—Planas

HB 977—Kendrick, Sansom

HB 1027—Berfield, Carroll, Harrell, Hays, Rivera, Stargel, Zapata

HB 1037—Bogdanoff

HB 1089—Reagan

HB 1101—Llorente, Porth

HB 1123—Altman, Brown, Kottkamp

HB 1167—Baxley

HB 1171—Planas

HB 1177—Barreiro

HB 1199—A. Gibson, Goldstein

HB 1209—Bucher

HB 1235—Kendrick

HB 1251—Carroll

HB 1287—Kendrick

HB 1301—Kendrick

HB 1339—Dean

HB 1363—Clarke, Henriquez, Machek, McInvale

HB 1389—Brutus, Bullard, Llorente, Lopez-Cantera, Sorensen, Zapata

HB 1415—Kendrick, Proctor

HB 1489—Poppell

HB 1525—Ausley, Bucher, Gottlieb, Henriquez, Justice, Machek, Sands, Seiler, Vana

HB 1561—Carroll, Harrell

HB 1563—Cretul, Jennings

HCR 8005—Culp, Detert, McInvale, Zapata

## Withdrawals as Cosponsor

HB 13—Mahon

HJR 39—Sands

HB 683—M. Davis

## Introduction and Reference

By the Governmental Operations Committee; Representative Rivera—

**HB 7081**—A bill to be entitled An act relating to administrative procedures; amending s. 11.60, F.S.; revising duties of the Administrative Procedures Committee with respect to its review of statutes; amending s. 57.111, F.S.; redefining the term "small business party" to include certain individuals whose net worth does not exceed a specified amount; amending s. 120.54, F.S.; requiring an agency to file a notice of rule change with the Administrative Procedures Committee; revising times for filing rules for adoption; providing an exception to the term "administrative determination" for purposes of rule adoption; providing for the form and provisions of bonds; providing an additional type of uniform rules of procedure to be adopted by the commission; providing requirements with respect to the contents thereof; providing an additional requirement with respect to specified uniform rules of procedure; amending s. 120.55, F.S.; requiring that certain information be included in forms incorporated by reference in rules; requiring the Florida Administrative Weekly to be published electronically on an Internet website; providing additional duties of the Department of State with respect to publication of notices; providing requirements for the Florida Administrative Weekly Internet website; providing that publication of specified material on the website does not preclude other publication; amending s. 120.551, F.S.; postponing the repeal of provisions relating to Internet publication of specified notices; amending s. 120.56, F.S.; revising provisions relating to challenged proposed rules that are declared invalid; amending s. 120.569, F.S.; prescribing circumstances under which the time for filing a petition for hearing must be extended; amending s. 120.57, F.S.; requiring a final order to include an explicit ruling on each exception to the recommended order; requiring that additional information be included in notices relating to protests of contract solicitations or awards; amending s. 120.65, F.S.; requiring the Division of Administrative Hearings to include certain recommendations and information in its annual report to the Administrative Procedures Committee and the Administration Commission; amending s. 120.74, F.S.; requiring agency reports to be filed with the Administrative Procedures Committee; requiring that the annual report filed by an agency identify the types of cases or disputes in which it is involved which should be conducted under the summary hearing process; requiring the Department of State to provide certain assistance to agencies in their transition to publishing on the Florida Administrative Weekly Internet website; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Future of Florida's Families Committee; Representative Galvano—

**HB 7083**—A bill to be entitled An act relating to programs of the Department of Children and Family Services; amending s. 397.451, F.S.; requiring service provider personnel who request an exemption from disqualification to submit the request within a certain time after notification of the disqualification; requiring a service provider to comply with the provisions of s. 435.06, F.S.; deleting a provision requiring immediate dismissal of service provider personnel upon disapproval of a request for an exemption; prohibiting the department from issuing a regular license to a service provider that fails to provide proof that background screening information has been submitted; repealing s. 3, ch. 2003- 279, Laws of Florida; abrogating the repeal of s. 20.19(2)(c) and (4)(b)6. and 8., F.S., relating to the appointment of certain mental health and substance abuse positions and the establishment of program offices for mental health and substance abuse; amending s. 394.455, F.S.; revising the definition of the

term "service provider" and providing a definition of the term "marriage and family therapist"; amending s. 394.463, F.S.; providing that a marriage and family therapist may execute a certificate for involuntary examination; amending s. 394.4655, F.S.; providing that a marriage and family therapist may deem a services treatment plan clinically appropriate for an involuntary outpatient placement; amending s. 394.467, F.S.; requiring that documentation of any evaluation performed by a marriage and family therapist be provided when a patient is ordered for involuntary inpatient placement; providing effective dates.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Domestic Security Committee; Representative Adams—

**HB 7085**—A bill to be entitled An act relating to succession to the office of Governor; amending s. 14.055, F.S.; revising the provision of law specifying the authorized successors to the office of Governor and their order or succession; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the PreK-12 Committee; Representative Arza—

**HB 7087**—A bill to be entitled An act relating to education; amending s. 11.90, F.S.; authorizing the Legislative Budget Commission to review a state plan to implement federal requirements; amending s. 20.15, F.S.; establishing the Division of Accountability, Research, and Measurement in the Department of Education; amending s. 1000.03, F.S.; revising the mission of the state's K-20 education system; repealing s. 1000.041, F.S., to conform provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; amending s. 1001.02, F.S.; requiring legislative review of a revised state plan to implement certain federal requirements; amending s. 1001.03, F.S.; requiring periodic review of Sunshine State Standards subject areas and an annual status report; requiring rules for certain teachers to earn a reading credential equivalent; requiring the maintenance of a uniform school district personnel classification system; amending s. 1001.10, F.S.; requiring legislative review of a revised state plan to implement certain federal requirements; creating s. 1001.215, F.S.; creating the Just Read, Florida! Office in the Department of Education; providing duties; amending s. 1001.33, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; amending s. 1001.41, F.S.; requiring district school boards to adopt standards and policies to provide each student a complete education program; amending s. 1001.42, F.S.; providing a district school board requirement relating to the opening date of the school year; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; providing requirements for each school district's system of school improvement and student progression; revising requirements for school improvement plans; requiring alignment with the Sunshine State Standards; revising format and content of public disclosure reports; conforming provisions relating to deletion of a rigorous reading requirement and the designation of school grades; repealing s. 1001.51(24), F.S., and amending s. 1001.54, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program; revising provisions relating to duties of school principals; amending s. 1002.38, F.S., relating to the Opportunity Scholarship Program; conforming provisions relating to the designation of school grades; amending s. 1003.01, F.S.; revising definition of the term "special education services"; amending s. 1003.05, F.S.; deleting the requirement that certain children receive preference for admission to special academic programs even if maximum enrollment has been reached; revising programs defined as "special academic programs" for purposes of such preference; creating s. 1003.413, F.S., relating to secondary school reform; providing intent and guiding principles; requiring district school boards to establish policies to implement requirements for middle grades promotion, revised requirements for high school graduation, and requirements for career and professional academies; requiring policy approval and department support for implementation; directing the Commissioner of Education to create and implement the Secondary School Improvement Award Program;

repealing s. 1003.415, F.S., the Middle Grades Reform Act; creating s. 1003.4156, F.S.; providing general course requirements for middle grades promotion; requiring intensive reading and mathematics courses in certain circumstances; authorizing rulemaking and enforcement; amending s. 1003.42, F.S.; providing for required instruction for middle grades promotion; creating s. 1003.428, F.S.; establishing revised general requirements for high school graduation; providing applicability beginning with 2007-2008 first-year high school students; requiring completion of specified credits or a specified curriculum; requiring strategies for exceptional students to meet graduation requirements; requiring standards for graduation; requiring rules for test accommodations and modifications in certain cases; providing requirements for standard diplomas and certificates of completion with exceptions; authorizing rulemaking and enforcement; amending s. 1003.437, F.S.; including middle grades in the uniform grading system; repealing s. 1003.492(3) and (4), F.S., relating to department studies of student performance in industry-certified career education programs; creating s. 1003.493, F.S.; defining career and professional academies and specifying goals of the academies; providing requirements of academies relating to curriculum, partnerships, instruction, career education certification, and evaluation; amending s. 1003.57, F.S.; providing guidelines for determining the residency of a student who receives instruction as an exceptional student with a disability; requiring the student's placing authority or parent to pay the cost of such instruction, facilities, and services; providing responsibilities of the department; providing responsibilities of residential facilities that educate exceptional students with disabilities; providing applicability; creating s. 1003.576, F.S.; requiring the department to develop an individual education plan form for use in developing and implementing individual education plans for exceptional students; requiring school districts to use the form; amending s. 1003.58, F.S.; correcting a cross-reference; amending s. 1003.62, F.S.; conforming provisions relating to the designation of school grades and differentiated pay for school administrators and instructional personnel; creating s. 1004.99, F.S., the Florida Ready to Work Certification Program to enhance student workplace skills; providing for program implementation and requirements; authorizing rulemaking; amending s. 1006.09, F.S.; conforming provisions relating to differentiated pay; amending s. 1007.2615, F.S.; revising provisions for certification of American Sign Language teachers; amending s. 1008.22, F.S.; specifying FCAT grade level and subject area testing requirements; requiring documentation of procedures that ensure test difficulty under certain circumstances; requiring certain opportunities for demonstrating student performance; requiring the Commissioner of Education to adopt scores concordant to FCAT scores required for high school graduation; providing that such scores satisfy requirements for a diploma; clarifying eligibility to use such scores; requiring an annual report on student performance; repealing s. 1008.221, F.S., relating to alternative assessments for dependent children of military personnel, to conform; amending s. 1008.25, F.S.; authorizing district school boards to require low-performing students to attend remediation programs outside of regular school hours or during the summer; requiring the department to establish a uniform format for reporting information relating to student progression; requiring an annual report; repealing s. 1008.301, F.S., relating to a concordance study of FCAT equivalencies for high school graduation; amending s. 1008.31, F.S.; revising intent, goals, and measures of the K-20 performance accountability system and requiring data quality improvements; requiring adoption of rules; amending s. 1008.33, F.S.; conforming a cross-reference and provisions relating to the designation of school grades; authorizing principals to recommend corrective actions for low-performing faculty and staff at "F" graded schools and publication of a school's grade; amending s. 1008.34, F.S.; revising terminology and provisions relating to designation and determination of school grades; providing for school grading for alternative schools and specifying requirements related thereto; defining the term "home school" for purposes of assessment; requiring an annual school report card to be published by the department and distributed by school districts; creating s. 1008.341, F.S.; providing for school improvement ratings for certain alternative schools; providing the basis for such ratings and requiring annual performance reports; providing for determination of school improvement ratings, identification of student learning gains, and eligibility

for school recognition awards; requiring the development and distribution of an annual school report card; authorizing adoption of rules; amending s. 1008.345, F.S.; conforming a cross-reference and provisions relating to the designation of school grades; providing conditions for determination of a school district in a state of educational emergency; providing procedures to resolve the educational emergency, including state assistance; authorizing establishment of an educational emergency board and providing duties thereof; providing for an action plan to implement recommendations; amending s. 1008.36, F.S.; authorizing certain alternative schools to participate in the Florida School Recognition Program; modifying procedures for determination and use of school recognition awards; amending s. 1011.62, F.S.; providing FTE funding for juveniles enrolled in specified education programs; conforming cross-references and provisions relating to the designation of school grades; establishing a research-based reading instruction allocation to provide funds for a comprehensive reading instruction system; requiring school district plans for use of the allocation and approval thereof; including the allocation in the total amount allocated to each school district for current operation; amending s. 1011.64, F.S.; conforming terminology and a cross-reference; amending s. 1011.67, F.S.; requiring district school board approval of a staff development plan relating to use of instructional materials; amending s. 1011.685, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program and implementation of differentiated pay; amending s. 1011.71, F.S.; correcting a cross-reference; amending s. 1012.21, F.S.; requiring department reporting relating to school district collectively bargained contracts and the salary and benefits of certain personnel; amending s. 1012.22, F.S.; requiring each district school board to adopt a salary schedule with differentiated pay for instructional personnel and school-based administrators beginning with the 2007-2008 academic year; creating s. 1012.2315, F.S.; providing school district requirements for the assignment of teachers and providing procedures for noncompliance; amending s. 1012.27, F.S.; conforming provisions relating to the 2005 repeal of the BEST Florida Teaching salary career ladder program and implementation of differentiated pay; amending s. 1012.28, F.S.; conforming provisions relating to differentiated pay; amending s. 1012.34, F.S.; conforming provisions relating to deletion of a rigorous reading requirement; amending s. 1012.56, F.S.; encouraging school districts to provide mechanisms for teachers to obtain subject area coverage for middle grades; creating s. 1012.986, F.S.; establishing the William Cecil Golden Professional Development Program for School Leaders; defining the term "school leader"; providing for school leader designations; providing program requirements and delivery systems; requiring adoption of rules; repealing s. 1012.987, F.S., which requires the State Board of Education to adopt rules through which school principals may earn a leadership designation; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Tourism Committee; Representative Detert—

**HB 7089**—A bill to be entitled An act relating to facilities for retained spring training franchises; amending s. 212.20, F.S.; revising a limitation on certain distributions to certified facilities for a retained spring training franchise; deleting a provision entitling an applicant to receive certain distributions without additional certification; amending s. 288.1162, F.S.; requiring the Office of Tourism, Trade, and Economic Development to competitively evaluate applications for funding of certain additional facilities; providing application and certification requirements; specifying evaluation criteria; revising the number of certifications of such facilities; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By the Civil Justice Committee; Representative Mahon—

**HB 7091**—A bill to be entitled An act relating to real property electronic recording; creating s. 695.27, F.S.; providing a short title; providing definitions; providing for the validity of electronic documents relating to real property; providing for the recording of electronic documents by the county

recorder; granting the Department of State rulemaking authority; creating the Electronic Recording Advisory Council; providing for membership and meetings of the council; providing that council members shall serve without compensation and may not claim per diem and travel expenses from the Secretary of State; providing guidelines for the department, in consultation with the council, to consider in adopting, amending, and repealing standards; providing for uniformity of application and construction; specifying the relation to a federal act; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Clarke—

**HR 9013**—A resolution designating March 5-11, 2006, as "Florida Patient Safety Awareness Week."

First reading by publication (Art. III, s. 7, Florida Constitution).

By Representative Adams—

**HR 9015**—A resolution designating September 11, 2006, as "Heroes' Day" in Florida.

First reading by publication (Art. III, s. 7, Florida Constitution).

### Combined Bills

By the Criminal Justice Committee; Representatives Stargel, Llorente, and Planas—

**HCB 6003 (for HBs 515, 589)**—A bill to be entitled An act relating to resale of tickets; amending s. 817.36, F.S.; increasing the maximum amount above retail price for which specified tickets may be resold without violating statute; providing an exception to the criminal penalty for resale of tickets authorized by the original seller; providing an exception to the criminal penalty for resale of certain tickets through an Internet website in specified circumstances; providing for sales tax collection on ticket resales; providing an effective date.

First reading by publication (Art. III, s. 7, Florida Constitution).

### Reference

**HB 933**—Referred to the Utilities & Telecommunications Committee; Business Regulation Committee; Transportation & Economic Development Appropriations Committee; and Commerce Council.

**HB 1103**—Referred to the Governmental Operations Committee and State Administration Council.

**HB 1107**—Referred to the Transportation Committee; Transportation & Economic Development Appropriations Committee; and State Infrastructure Council.

**HB 1109**—Referred to the Economic Development, Trade & Banking Committee; State Administration Appropriations Committee; and Commerce Council.

**HB 1115**—Referred to the Transportation Committee; Local Government Council; Transportation & Economic Development Appropriations Committee; and State Infrastructure Council.

**HB 1121**—Referred to the Governmental Operations Committee; Local Government Council; and State Administration Council.

**HB 1131**—Referred to the Growth Management Committee; Finance & Tax Committee; Transportation & Economic Development Appropriations Committee; and State Infrastructure Council.

**HB 1133**—Referred to the Local Government Council and State Resources Council.

**HB 1139**—Referred to the Civil Justice Committee; Business Regulation Committee; and Justice Council.

**HB 1145**—Referred to the Governmental Operations Committee and State Administration Council.

**HB 1187**—Referred to the Local Government Council; Growth Management Committee; and State Infrastructure Council.

**HB 1191**—Referred to the Utilities & Telecommunications Committee; Local Government Council; Finance & Tax Committee; and Commerce Council.

**HB 1199**—Referred to the Utilities & Telecommunications Committee; Finance & Tax Committee; and Commerce Council.

**HB 1213**—Referred to the Health Care Regulation Committee; PreK-12 Committee; and Health & Families Council.

**HB 1221**—Referred to the PreK-12 Committee and Education Council.

**HB 1229**—Referred to the Colleges & Universities Committee; Fiscal Council; and Education Council.

**HB 1247**—Referred to the Elder & Long-Term Care Committee; Health Care Appropriations Committee; and Health & Families Council.

**HB 1251**—Referred to the Governmental Operations Committee; Local Government Council; Fiscal Council; and State Administration Council.

**HB 1261**—Referred to the Health Care Regulation Committee; Health Care Appropriations Committee; and Health & Families Council.

**HB 1267**—Referred to the Insurance Committee; State Administration Appropriations Committee; and Commerce Council.

## House Resolutions Adopted by Publication

At the request of Rep. Culp—

**HR 9011**—A resolution honoring the late Copeland D. Newbern, Jr.

WHEREAS, Copeland D. Newbern, Jr., familiarly known as "Cope," a North Carolinian by birth but a Floridian by choice, was awarded a Bachelor of Science degree in Agriculture by the University of Florida in 1933 and was later honored as a recipient of the university's Distinguished Alumni Award, and

WHEREAS, until his death on October 29, 2005, Mr. Newbern maintained strong ties to his alma mater, as evidenced by his service as a member of the University of Florida Foundation Board and the UF/IFAS Share Council and by the establishment, with his wife, Edna, of a \$1 million endowment for agricultural scholarships, and

WHEREAS, after receiving his degree, Mr. Newbern taught at Hernando High School; thereafter served as the agricultural agent for that county; and, in 1945, moved to Tampa, where he demonstrated his entrepreneurial expertise in the citrus gift business, an enterprise eventually expanded to include citrus groves in five counties, including the landmark "Newbern Groves," a 40-acre tract of citrus in Hillsborough County along North Nebraska Avenue, and

WHEREAS, Mr. Newbern was a valued member of the boards of the Florida Citrus Commission, the Florida Fresh Fruit Shippers, and the United Fresh Fruit and Vegetable Association and was inducted into the Florida Agricultural Hall of Fame in 1999, and

WHEREAS, Mr. Newbern also served on many other boards, including his service as Chairman of the Federal Reserve Bank of Atlanta, Jacksonville Branch; as Curator for Stephens College in Columbia, Missouri, where he

was elected Honorary Life Member of the Board of Curators in 1982; and as a trustee for the Florida Institute of Technology, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives honors the memory of Copeland D. Newbern, Jr., one of Florida's outstanding citizens, and extends its heartfelt condolences to his wife, his children, and his grandchildren.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to Mrs. Edna Newbern as a tangible token of the sentiments expressed herein.

—was read and adopted by publication pursuant to Rule 10.16.

At the request of Rep. Clarke—

**HR 9013**—A resolution designating March 5-11, 2006, as "Florida Patient Safety Awareness Week."

WHEREAS, preventable medical errors are a leading cause of death, and WHEREAS, the Florida Legislature seeks to improve the quality and safety of health care rendered and to reduce the harm to patients, and

WHEREAS, the Patient Safety Awareness Week is a national education and awareness-building campaign for improving patient safety at the local level, and

WHEREAS, Patient Safety Awareness Week was launched in March 2002 in New York, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida:

That the House of Representatives designates March 5-11, 2006, as "Florida Patient Safety Awareness Week."

—was read and adopted by publication pursuant to Rule 10.16.

## Reports of Councils and Standing Committees

### Received March 7:

The Local Government Council reported the following favorably:  
HB 273 with council substitute

The above bill was transmitted to the next council or committee of reference, the State Infrastructure Council, subject to review under Rule 6.3.

The Transportation Committee reported the following favorably:  
HB 297

The above bill was transmitted to the next council or committee of reference, the Criminal Justice Appropriations Committee.

The Tourism Committee reported the following favorably:  
HB 299

The above bill was transmitted to the next council or committee of reference, the Transportation & Economic Development Appropriations Committee.

The Transportation Committee reported the following favorably:  
HB 461

The above bill was transmitted to the next council or committee of reference, the Transportation & Economic Development Appropriations Committee.

The Tourism Committee reported the following favorably:  
HB 615

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Committee.

The Tourism Committee reported the following favorably:  
HB 7015

The above bill was transmitted to the next council or committee of reference, the State Administration Council.

**Received March 8:**

The Elder & Long-Term Care Committee reported the following favorably:  
HB 243

The above bill was transmitted to the next council or committee of reference, the Health & Families Council.

The Agriculture Committee reported the following favorably:  
HB 261

The above bill was transmitted to the next council or committee of reference, the Agriculture & Environment Appropriations Committee.

The Local Government Council reported the following favorably:  
HB 333 with council substitute

The above bill was transmitted to the next council or committee of reference, the Commerce Council, subject to review under Rule 6.3.

The State Resources Council reported the following favorably:  
HB 341

The above bill was placed on the Calendar of the House.

The Water & Natural Resources Committee reported the following favorably:  
HB 471 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Agriculture & Environment Appropriations Committee, subject to review under Rule 6.3.

The Future of Florida's Families Committee reported the following favorably:  
HB 501

The above bill was transmitted to the next council or committee of reference, the Governmental Operations Committee.

The State Resources Council reported the following favorably:  
HM 539

The above bill was placed on the Calendar of the House.

The Governmental Operations Committee reported the following favorably:  
HB 567

The above bill was transmitted to the next council or committee of reference, the Transportation & Economic Development Appropriations Committee.

The Local Government Council reported the following favorably:  
HB 573

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Committee.

The Governmental Operations Committee reported the following favorably:  
HB 581

The above bill was transmitted to the next council or committee of reference, the Fiscal Council.

The Local Government Council reported the following favorably:  
HB 703

The above bill was transmitted to the next council or committee of reference, the Growth Management Committee.

The Local Government Council reported the following favorably:  
HB 757

The above bill was transmitted to the next council or committee of reference, the Governmental Operations Committee.

The Utilities & Telecommunications Committee reported the following favorably:  
HB 789 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Civil Justice Committee, subject to review under Rule 6.3.

The Criminal Justice Committee reported the following favorably:  
HB 807

The above bill was transmitted to the next council or committee of reference, the Domestic Security Committee.

The Criminal Justice Committee reported the following favorably:  
HB 809

The above bill was transmitted to the next council or committee of reference, the Criminal Justice Appropriations Committee.

The Criminal Justice Committee reported the following favorably:  
HB 815

The above bill was transmitted to the next council or committee of reference, the Criminal Justice Appropriations Committee.

The Local Government Council reported the following favorably:  
HB 847

The above bill was transmitted to the next council or committee of reference, the Economic Development, Trade & Banking Committee.

The Claims Committee reported the following favorably:  
HB 853

The above bill was transmitted to the next council or committee of reference, the Justice Council.

The Claims Committee reported the following favorably:  
HB 863

The above bill was transmitted to the next council or committee of reference, the Justice Council.

The Claims Committee reported the following favorably:  
HB 877

The above bill was transmitted to the next council or committee of reference, the Justice Council.

The Military & Veteran Affairs Committee reported the following favorably:  
HM 887

The above bill was transmitted to the next council or committee of reference, the Rules & Calendar Council.

The Local Government Council reported the following favorably:  
HB 891

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Committee.

The Health Care Regulation Committee reported the following favorably:  
HB 903

The above bill was transmitted to the next council or committee of reference, the Health Care Appropriations Committee.

The Local Government Council reported the following favorably:  
HB 923

The above bill was transmitted to the next council or committee of reference, the Water & Natural Resources Committee.

The Local Government Council reported the following favorably:  
HB 925

The above bill was transmitted to the next council or committee of reference, the Tourism Committee.

The Local Government Council reported the following favorably:  
HB 927

The above bill was placed on the Calendar of the House.

The Local Government Council reported the following favorably:  
HB 929

The above bill was placed on the Calendar of the House.

The Military & Veteran Affairs Committee reported the following favorably:  
HB 955

The above bill was transmitted to the next council or committee of reference, the Health Care Appropriations Committee.

The Local Government Council reported the following favorably:  
HB 1021

The above bill was transmitted to the next council or committee of reference, the Fiscal Council.

The Claims Committee reported the following favorably:  
HB 1075

The above bill was transmitted to the next council or committee of reference, the Justice Council.

The Civil Justice Committee reported the following favorably:  
HB 1089

The above bill was transmitted to the next council or committee of reference, the Justice Council.

The Elder & Long-Term Care Committee reported the following favorably:  
HB 7027

The above bill was transmitted to the next council or committee of reference, the State Administration Council.

Pursuant to Rule 7.9, the Criminal Justice Committee reported a combined bill and the following bills were laid on the table: HB 515 and HB 589.

#### **Received March 9:**

The Tourism Committee reported the following favorably:  
HB 183 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Finance & Tax Committee, subject to review under Rule 6.3.

The Community Colleges & Workforce Committee reported the following favorably:  
HB 373 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Education Appropriations Committee, subject to review under Rule 6.3.

The Transportation Committee reported the following favorably:  
HB 627 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Transportation & Economic Development Appropriations Committee, subject to review under Rule 6.3.

The Health Care Regulation Committee reported the following favorably:  
HB 747 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Health Care Appropriations Committee, subject to review under Rule 6.3.

The Community Colleges & Workforce Committee reported the following favorably:  
HB 801 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Education Appropriations Committee, subject to review under Rule 6.3.

The Civil Justice Committee reported the following favorably:  
HB 841 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Business Regulation Committee, subject to review under Rule 6.3.

The Elder & Long-Term Care Committee reported the following favorably:  
HB 947 with committee substitute

The above bill was transmitted to the next council or committee of reference, the Insurance Committee, subject to review under Rule 6.3.

#### **Excused**

Reps. Barreiro, Kravitz, Kyle

#### **Adjourned**

Pursuant to the motion previously agreed to, the House adjourned at 9:47 a.m., to reconvene at 9:00 a.m., Tuesday, March 14, or upon call of the Chair.